



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Jochen Dietrich et al  
Serial No. : 09/720,525  
Filed : August 15, 2001  
Title : GAS-TIGHT FOOD PACKAGE AND A  
METHOD, DEVICE AND TRAY FOR  
PRODUCING IT  
Art Unit : 1733  
Examiner : Gladys J. Piazza Corcoran  
Last Office Action : November 5, 2003  
Attorney Docket No. : 435808600002

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on FEBRUARY 5, 2004

By: H Duane Suttor

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Office Action dated November 5, 2003, please amend this application  
as follows:

**Amendments to the Specification** begin on page 3 of this paper.

**Amendments to the Claims** are reflected in the listing of claims which begins on page  
13 of this paper.

**Amendments to the Abstract of the Disclosure** begin on page 18 of this paper.

**Amendments to the Drawings** begin on page 19 of this paper, and include both attached  
replacement sheets and annotated sheets showing changes.

**Remarks** begin on page 20 of this paper.

An **Appendix** including new and amended drawing figures is attached following page 24 of this paper.



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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

## Complete if Known

Application Number	09/720,525
Filing Date	08/15/2001
First Named Inventor	Jochen Dietrich et al
Examiner Name	Gladys J. Piazza
Art Unit	1733 Corcoran
Attorney Docket No.	435808600002

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money Order  Other  None
 Deposit Account:

Deposit Account Number **501432**  
 Deposit Account Name **Jones Day**

The Director is authorized to: (check all that apply)

 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Fee Code (\$)	Fee (\$)	Small Entity	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee			
1002	340	2002	170	Design filing fee			
1003	530	2003	265	Plant filing fee			
1004	770	2004	385	Reissue filing fee			
1005	160	2005	80	Provisional filing fee			
<b>SUBTOTAL (1) (\$)</b>							

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Fee from below		Fee Paid
	Extra Claims		
20	-20**	= <b>-0-</b>	<b>-0-</b>
3	-3**	= <b>-0-</b>	<b>-0-</b>

Large Entity	Fee Code (\$)	Fee (\$)	Small Entity	Fee Description
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2) (\$)</b>		<b>-0-</b>		

\*\*or number previously paid, if greater; For Reissues, see above

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)**

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	H. Duane Switzer	Registration No. (Attorney/Agent)	22,431	Telephone	216-586-7283
Signature	<i>H. Duane Switzer</i>			Date	02/05/2004

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